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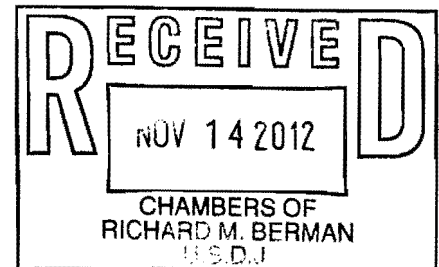
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November 13, 2012

BY HAND DELIVERY

The Honorable Richard M. Berman  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, NY 10007-1312



**Michael Torres v. DOCCS, Case No. 11 Civ. 5762 (RMB)**

Dear Judge Berman:

On behalf of Plaintiff Michael Torres, I'm writing to ascertain the current status of this matter. On October 25, 2012, this Court denied Plaintiff's request for an adjournment to continue the parties' efforts to complete a settlement. Because the parties had not yet been able to finalize a settlement agreement, Plaintiff submitted a letter before the October 25, 2012 noon deadline, requesting that the case be restored to the calendar. Since that date, the parties have continued to work on finalizing the settlement agreement and respectfully request additional time to do so. However, if such an extension is not granted, Plaintiff respectfully requests a ruling on his October 25 request to restore this case to the calendar.

Respectfully submitted,

*Nicholas Folly*

Nicholas Folly

cc: Mary Y. J. Kim  
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<i>It's not clear to the Court why the same effort can NOT be applied to resolving the case, as is applied to writing about the case (but NOT explaining the holdup).</i>
SO ORDERED: Date: 11/14/12 <i>Richard M. Berman</i> Richard M. Berman, U.S.D.J.